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15 UNITED STATES DISTRICT COURT  
16 SOUTHERN DISTRICT OF CALIFORNIA

17 APPLE INC.,  
18 Plaintiff,  
19 v.  
20 WI-LAN, INC.,  
21 Defendant.

CASE NO. 3:14-cv-02235-DMS-BLM  
(lead case);  
CASE NO. 3:14-cv-1507-DMS-BLM  
(consolidated)

**DECLARATION OF JACOB  
ANDERSON IN SUPPORT OF APPLE  
INC.'S EX PARTE MOTION TO  
STRIKE NEW STANWOOD  
DECLARATION SUBMITTED WITH  
WI-LAN'S REPLY BRIEF [DKT. NO.  
189]**

Dept: 13A  
Judge: Hon. Dana M. Sabraw  
Magistrate Judge: Hon. Barbara L. Major

26 AND RELATED  
27 COUNTERCLAIMS  
28

1 I, Jacob Anderson, declare:

2 1. I am an associate with the law firm of DLA Piper LLP (US), counsel  
3 of record for Plaintiff Apple Inc. (“Apple”) in this case. I have personal knowledge  
4 of the facts set forth in this declaration and, if called as a witness, could and would  
5 testify competently to these facts under oath.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of an excerpt of  
7 a transcript from the deposition of Kenneth Stanwood, taken in the case titled *Wi-*  
8 *LAN USA, Inc., et al. v. Telefonaktiebolaget LM Ericsson, et al.*, and dated May 14,  
9 2013.

10 3. Attached hereto as Exhibit 2 is a true and correct copy of an article  
11 titled “Fixed vs. Mobile WiMAX: An Apples to Oranges Comparison of Two  
12 Wireless Broadband Technologies,” dated April 2009, and available at  
13 [http://www.tranzeo.com/allowed/WP\\_Tranzeo\\_WiMAX\\_WEB.pdf](http://www.tranzeo.com/allowed/WP_Tranzeo_WiMAX_WEB.pdf) (last accessed  
14 November 6, 2017).

15 4. Attached hereto as Exhibit 3 is a true and correct copy of a document  
16 excerpt titled “Establishment of Rules and Policies for the Digital Audio Radio  
17 Satellite Service in the 2310-2360 MHz Frequency Band,” with a released date of  
18 May 20, 2010.

19 5. On November 6, 2017, counsel for Wi-LAN stated it would oppose  
20 this motion.

21 I declare under penalty of perjury under the laws of the State of California  
22 and the United States of America that the foregoing is true and correct.

23 Executed on November 6, 2017 at San Diego, California.

24

25

/s/ Jacob Anderson

26 Jacob Anderson

27

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1                   **TABLE OF CONTENTS**

2                   **EXHIBITS**

3 <b><u>Exhibit</u></b>	4 <b><u>Description</u></b>	5 <b><u>Page(s)</u></b>
6                   1	7                   Excerpt of May 14, 2013 deposition transcript of 8                   Kenneth Stanwood taken in <i>Wi-LAN USA, Inc., et al.</i> 9                   v. <i>Telefonaktiebolaget LM Ericsson, et al.</i>	2-4
10                  2	11                  Article titled “Fixed vs. Mobile WiMAX: An Apples 12                  to Oranges Comparison of Two Wireless Broadband 13                  Technologies”	5-7
14                  3	15                  Report titled “Establishment of Rules and Policies 16                  for the Digital Audio Radio Satellite Service in the 17                  2310-2360 MHz Frequency Band”	8-10